

CLOSED, RULE5

**U.S. District Court  
District of Minnesota (DMN)  
CRIMINAL DOCKET FOR CASE #: 0:09-mj-00464-FLN-5**

Case title: USA v. Ochenge et al

Date Filed: 11/17/2009

Date Terminated: 11/20/2009

Assigned to: Magistrate Judge Franklin  
L. Noel

**Defendant (5)**

**Collins Masese**

*TERMINATED: 11/20/2009*

represented by **Caroline Durham**

Office of the Federal Defender

300 S 4th St Ste 107

Mpls, MN 55415

612-664-5858

Fax: 612-664-5850

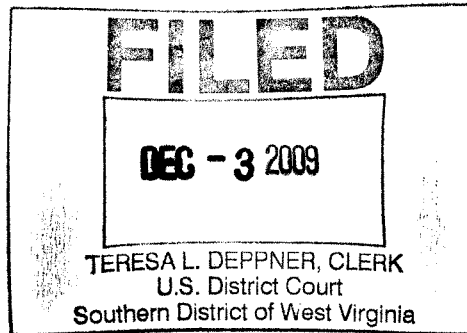
Email: caroline\_durham@fd.org

**LEAD ATTORNEY**

**ATTORNEY TO BE NOTICED**

*Designation: Public Defender or*

*Community Defender Appointment*



A true printed copy in 3 sheet(s)  
of the electronic record filed on 11/30/09  
in the United States District Court  
for the District of Minnesota.

CERTIFIED, 11/30, 2009.

RICHARD D. SLETTEN

BY: [Signature]  
Deputy Clerk

**Katherian D Roe**

Office of the Federal Defender

300 S 4th St Ste 107

Mpls, MN 55415

612-664-5858

Fax: 612-664-5850

Email: katherian\_roe@fd.org

*TERMINATED: 11/20/2009*

*Designation: Public Defender or*

*Community Defender Appointment*

**Pending Counts**

None

**Highest Offense Level (Opening)**

None

**Terminated Counts**

**Disposition**

**Disposition**

None

**Highest Offense Level (Terminated)**

None

**Complaints**

18:1349.F

**Disposition****Plaintiff**

USA

represented by **David M Genrich**

United States Attorney's Office

300 S 4th St Ste 600

Mpls, MN 55415

612-664-5600

Fax: 612-664-5786

Email: david.genrich@usdoj.gov

*ATTORNEY TO BE NOTICED*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
11/17/2009	<u>11</u>	APPLICATION FOR WRIT OF HABEAS CORPUS AD PROSEQUENDUM as to Collins Masese Writ issued and delivered to the USM on 11/17/09. Signed by Magistrate Judge Franklin L. Noel on 11/17/09. (las) (Entered: 11/20/2009)
11/18/2009		Arrest (Rule 5) of Collins Masese. (las) (Entered: 11/20/2009)
11/18/2009	<u>12</u>	Minute Entry for proceedings held before Magistrate Judge Franklin L. Noel:Initial Appearance in Rule 5(c) (3) Proceedings as to Collins Masese held on 11/18/2009. Charges from Southern District of West Virginia, Charleston. Counsel Appt'd. Govt moves for and temporary detention is ordered. (Next appearance date: Detention and Removal Hearing set for 11/19/2009 01:30 PM in Courtroom 9W (MPLS) before Magistrate Judge Franklin L. Noel.) (las) (Entered: 11/20/2009)
11/19/2009	<u>13</u>	ORDER OF TEMPORARY DETENTION as to Collins Masese - Removal/Detention Hearing set for 11/19/2009 01:30 PM in Courtroom 9W (MPLS) before Magistrate Judge Franklin L. Noel. Signed by Magistrate Judge Franklin L. Noel on 11/18/09. (las) (Entered: 11/20/2009)
11/19/2009	<u>27</u>	Minute Entry for proceedings held before Magistrate Judge Franklin L. Noel: Removal and Detention Hearing as to Collins Masese held on 11/19/2009. Counsel present. Deft Ordered Detained - Govt to submit proposed order. Deft removed to charging district. Removal Order & Commitment to Another District to be Issued. Defendant reserves his right to a detention hearing in the Southern District of West Virginia. (Court Reporter Jim Trapskin) (las)

		(Entered: 11/23/2009)
11/19/2009	* 30	Sealed Document (KNK) (Entered: 11/23/2009)
11/19/2009	* 31	Sealed Document (KNK) (Entered: 11/23/2009)
11/19/2009	* 32	Sealed Document (KNK) (Entered: 11/23/2009)
11/19/2009	* 33	Sealed Document (KNK) (Entered: 11/23/2009)
11/19/2009	* 34	Sealed Document (KNK) (Entered: 11/23/2009)
11/19/2009	* 35	Sealed Document (KNK) (Entered: 11/23/2009)
11/20/2009	* <u>14</u>	NOTICE OF ATTORNEY APPEARANCE/SUBSTITUTION for Collins Masese (Durham, Caroline) (Entered: 11/20/2009)
11/20/2009	* <u>28</u>	COMMITMENT TO ANOTHER DISTRICT as to Collins Masese. Defendant committed to Southern District of West Virginia. Signed by Magistrate Judge Franklin L. Noel on 11/20/09. cc: USM. (las) (Entered: 11/23/2009)
11/20/2009	* <u>29</u>	ORDER OF REMOVAL to Southern District of West Virginia as to Collins Masese. Signed by Magistrate Judge Franklin L. Noel on 11/20/09. (las) (Entered: 11/23/2009)

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

United States of America,

MJ 09-464 FLN

Plaintiff,

v.

ORDER OF REMOVAL

Collins Masese (05),

Defendant.

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David Genrich, ASSISTANT UNITED STATES ATTORNEY, for the plaintiff.

Caroline Durham, ASSISTANT FEDERAL PUBLIC DEFENDER., for defendant.

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The above captioned case was before the undersigned United States Magistrate Judge for a removal hearing on November 19, 2009. Defendant waived the removal hearing.

Based on defendant's waiver, the court finds that the defendant is the same person named in the warrant filed in the Southern District of West Virginia, and he is ordered removed to that district for further proceedings.

DATED: November 20, 2009

s/ Franklin L. Noel  
FRANKLIN L. NOEL  
United States Magistrate Judge

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CERTIFIED, 11/30, 2009  
RICHARD D. SLETTEN  
BY: [Signature]  
Deputy Clerk

AO 94 (Rev. 8/97) Commitment to Another District

## UNITED STATES DISTRICT COURT

District of MINNESOTA

UNITED STATES OF AMERICA

V.

Collins Masese

COMMITMENT TO ANOTHER  
DISTRICT

## DOCKET NUMBER

District of Arrest

District of Offense

2:09-00251

## MAGISTRATE JUDGE CASE NUMBER

District of Arrest

District of Offense

MJ 09-464 FLN

## CHARGES AGAINST THE DEFENDANT ARE BASED UPON AN

☒ Indictment ☐ Information ☐ Complaint ☐ Other (specify)

charging a violation of 18 U.S.C. § 1349, 1956(h), 1341, 1343, and 2

## DISTRICT OF OFFENSE

Southern District of West Virginia

## DESCRIPTION OF CHARGES:

Conspiracy to commit Mail Fraud and Wire fraud, money laundering,

## CURRENT BOND STATUS:

- ☐ Bail fixed at \_\_\_\_\_ and conditions were not met
- ☐ Government moved for detention and defendant detained after hearing in District of Arrest
- ☒ Government moved for detention and defendant detained pending detention hearing in District of Offense
- ☐ Other (specify) \_\_\_\_\_

Representation: ☐ Retained Own Counsel ☒ Federal Defender Organization ☐ CJA Attorney ☐ NoneInterpreter Required? ☒ No ☐ Yes Language: English

## DISTRICT OF MINNESOTA

TO: THE UNITED STATES MARSHAL

You are hereby commanded to take custody of the above named defendant and to transport that defendant with a certified copy of this commitment forthwith to the district of offense as specified above and there deliver the defendant to the United States Marshal for that District or to some other officer authorized to receive the defendant.

November 20, 2009

Date

s/ Franklin L. Noel

United States Judge or Magistrate Judge

## RETURN

## This commitment was received and executed as follows:

DATE COMMITMENT ORDER RECEIVED

PLACE OF COMMITMENT

DATE DEFENDANT COMMITTED

DATE

UNITED STATES MARSHAL

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for the District of Minnesota.

CERTIFIED, 11/20, 2009

RICHARD D. SLETTEN

BY:

Deputy Clerk

---

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF MINNESOTA**

---

UNITED STATES OF AMERICA,

Plaintiff,

**NOTICE OF APPEARANCE**

v.

COLLINS A. MASESE,

Defendant.

Case No: 09 MJ 464(5) (FLN)

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Pursuant to the Court's order appointing counsel, the undersigned attorney hereby notifies the Court and counsel that Caroline Durham shall appear as appointed counsel of record for the above named defendant in this case.

Dated: November 19, 2009

*s/Caroline Durham*  
Caroline Durham  
Attorney ID No. 24921X  
Attorney for Defendant  
Office of the Federal Defender  
107 U.S. Courthouse  
300 South Fourth Street  
Minneapolis, MN 55415

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RICHARD D. SLETTEN

BY: [Signature]

Deputy Clerk

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA,

Plaintiff,

v.

Collins A. Masese (05),

Defendant.

**COURT MINUTES - CRIMINAL**

BEFORE: Franklin L. Noel, 9W  
U.S. Magistrate Judge

Case No: MJ 09-464 FLN  
Date: November 19, 2009  
Court Reporter: Jim Trapskin  
Time Commenced: 1:42 p.m.  
Time Concluded: 1:45 p.m.  
Time in Court: 3 Minutes

**REMOVAL/DETENTION HRG**

Time in Court Rem/Det: 1/2

**APPEARANCES:**

Plaintiff: David Genrich, Assistant U.S. Attorney

Defendant: ☒ FPD ☒ Appointed

On ☒ Indictment

☒ Charges from other District: Southern District of West Virginia, Charleston

☒ Deft Ordered Detained - Govt to submit proposed order

☒ Deft removed to charging district

☒ Removal Order to be Issued

☒ Commitment to Another District to be Issued

**Additional Information:**

Defendant reserves his right to a detention hearing in the Southern District of West Virginia.

s/Joan Flood

Criminal Duty Clerk

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CERTIFIED, 11/30, 2009.

BY: RICHARD D. SLETTEN  
[Signature]  
Deputy Clerk

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA,  
Plaintiff,

Case No. MJ 09-464 FLN

v.

ORDER OF TEMPORARY DETENTION  
PENDING HEARING PURSUANT  
TO BAIL REFORM ACT

Collins Masese (05),  
Defendant.

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Upon motion of the United States it is ORDERED that a removal/detention hearing is set for November 19, 2009 at 1:30 p.m. before Magistrate Judge Franklin L. Noel, 9W US Courthouse, 300 South 4th Street, Minneapolis, Minnesota. Pending this hearing, the Defendant shall be held in custody by the United States Marshal and produced for the hearing.

Dated: November 18, 2009

s/ Franklin L. Noel  
FRANKLIN L. NOEL  
United States Magistrate Judge

- 
- \* If not held immediately upon Defendant's first appearance, the hearing may be continued for up to three days upon motion of the Government, or up to five days upon motion of the Defendant. 18 U.S.A. §3142(f)(2).

A hearing is required whenever the conditions set forth in 18 U.S.C. §3142(f) are present. Subsection (1) sets forth the grounds that may be asserted only by the attorney for the Government; subsection (2) states that a hearing is mandated upon the motion of the attorney for the Government or upon the judicial officer's own motion if there is a serious risk that the Defendant (a) will flee; or (b) will obstruct or attempt to obstruct justice, or threaten, injure, or intimidate, or attempt to threaten, injury, or intimidate a prospective witness or juror.

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for the District of Minnesota.  
CERTIFIED, 11/30, 2009.  
BY: RICHARD D. SLETTEN  
hdu Sampr  
Deputy Clerk



IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MINNESOTA

FIRST APPEARANCE

UNITED STATES OF AMERICA,	)	COURTROOM MINUTES - CRIMINAL
	)	BEFORE: Franklin L. Noel, 9W
Plaintiff,	)	U.S. Magistrate Judge
	)	
v.	)	Case No: MJ 09-464 FLN
	)	Date: November 18, 2009
Collins Masese (05),	)	Time Commenced: 3:22 p.m.
	)	Time Concluded: 3:27 p.m.
Defendant.	)	Time in Court: 5 Minutes

APPEARANCES:

Plaintiff: David Genrich, Assistant U.S. Attorney

Defendant: Reggie Aligada ☒ FPD ☒ To be appointed

Date Charges Filed: November 10, 2009 Offense: Conspiracy to commit mail fraud and wire fraud  
18 U.S.C. § 1349

☒ Charges read into record ☒ Advised of Rights

on ☒ Indictment

Charges from another district: Southern District of West Virginia, Charleston

☒ Government moves for detention.

Motion is: ☒ granted, temporary detention ordered

Next appearance date is November 19, 2009 at 1:30 p.m. before U.S. Magistrate Judge Franklin L. Noel, 9W for:

☒ detention hrg ☒ removal hrg

s/Joan Flood  
Criminal Duty Clerk

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for the District of Minnesota.

CERTIFIED, 11/30, 2009.

RICHARD D. SLETTEN

BY: [Signature]  
Deputy Clerk

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

UNITED STATES OF AMERICA )

v. )

COLLINS A. MASESE )

Case No.: ~~09-00251~~ **09mj 464 FLN**  
[Criminal Case; Southern District of West  
Virginia]

**APPLICATION FOR WRIT OF HABEAS CORPUS**

The undersigned attorney hereby applies to the Court for the issuance of a writ of habeas corpus

(X) Ad Prosequendum ( ) Ad Testificandum

Name of Detainee: COLLINS A. MASESE

Detained at (custodian): Scott Baniecke, Field Office Director, Immigration and Customs Enforcement  
Detained at Ramsey County Jail (Ramsey County, Minnesota)

Detainee is: a.) (X) charged in the Southern District of West Virginia by:

(X) Indictment ( ) Information ( ) Complaint

Charging Detainee With: Conspiracy to Commit Money Laundering

or b.) ( ) a witness not otherwise available by ordinary process of the Court

Detainee will: a.) ( ) return to the custody of detaining facility upon termination of this proceeding

or b.) (X) be retained in federal custody until final disposition of federal charges.

Appearance is necessary on November 18, 2009, at 3:00 p.m. in the courtroom of The Honorable Franklin L. Noel. The appearance before the Court is for purposes of Fed. R. Crim. P. 5 upon defendant Masese's transfer of custody in Minnesota from ICE to another federal agency pursuant to this Writ and the arrest of defendant Masese on the arrest warrant issued in connection with the Indictment referenced herein.

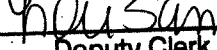
Dated: November 17, 2009

  
David M. Genrich, AUSA

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for the District of Minnesota.

CERTIFIED, 11/30, 2009

RICHARD D. SLETTEN

BY:   
Deputy Clerk

(X) Ad Prosequendum ( ) Ad Testificandum

**WRIT OF HABEAS CORPUS**

The above application is granted and the above-named custodian, as well as the United States marshal for this district, is hereby ORDERED to produce the named detainee, on the date and time recited above, and any further proceedings to be had in this case, and at the conclusion of said proceedings to return said detainee to the above-named custodian.

Date

November 17, 2009

  
THE HONORABLE FRANKLIN J. NOEL  
UNITED STATES MAGISTRATE JUDGE

Please provide the following, if known:

A.K.A.(s) (if applicable): \_\_\_\_\_

Booking or Fed. Reg.#: \_\_\_\_\_

Facility Address: \_\_\_\_\_

Facility Phone: \_\_\_\_\_

Gender: Male

DOB: \_\_\_\_\_

Race: \_\_\_\_\_

FBI #: \_\_\_\_\_

**SCANNED**

NOV 20 2009

U.S. DISTRICT COURT MPLS

*Writ issued on 11/17/09*

Currently Incarcerated For: \_\_\_\_\_

RETURN OF SERVICE

Executed on \_\_\_\_\_

by \_\_\_\_\_

(Signature)